

76-6-409.7 Possession of any unlawful telecommunication device -- Penalty.

- (1) Any person who knowingly possesses an unlawful telecommunication device is guilty of a class B misdemeanor.
- (2) Any person who knowingly possesses five or more unlawful telecommunication devices in the same criminal episode is guilty of a third degree felony.
- (3) Any person is guilty of a second degree felony who:
 - (a) knowingly and unlawfully possesses an instrument capable of intercepting electronic serial number and mobile identification number combinations under circumstances evidencing an intent to clone; or
 - (b) knowingly and unlawfully possesses cloning paraphernalia under circumstances evidencing an intent to clone.

Amended by Chapter 78, 1997 General Session